

BE IT FURTHER RESOLVED:

THAT the assessed value for taxes on 1'x180' Reserve, Block 1, Johnson River Addition, City of Austin, and Arbitrary (A) 4.73 acres, Spear League, in the name of the American Legion, for the years 1927, 1928, 1929, 1930, 1931, and 1932 be corrected and changed from \$8015.00 to \$5050.00, respectively, and the City Assessor and Collector of Taxes is instructed to change his records accordingly; and

BE IT FURTHER RESOLVED:

THAT the assessed value for taxes on 1' x 180' Reserve, Block 1, Johnson River Addition, City of Austin, and Arbitrary (A) 4.73 acres, Spear League, in the name of the American Legion, for the year 1933, be corrected and changed from \$7050.00 to \$4440.00, and the City Assessor and Collector of Taxes is instructed to change his records accordingly; and

BE IT FURTHER RESOLVED:

THAT the assessed value for taxes for the year 1934 on all of the property owned by the American Legion in a body in the Spear League be corrected and changed and placed at \$2000.00; and

THAT all interest and penalties accruing on the taxes above stated are cancelled and remitted.

The resolution was adopted by the following vote: Ayes, Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf, 5; nays, none.

There being no further business, Councilman Alford moved to recess, subject to call of the Mayor. The motion carried by the following vote: Ayes, Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf, 5; nays, none.

The Council then recessed.

Attest:

Glenn McKellar
City Clerk

Approved:

Tom Miller
Mayor

REGULAR MEETING OF THE CITY COUNCIL:

Austin, Texas, October 11, 1934.

The meeting was called to order with Mayor Tom Miller presiding. Roll call showed the following members present: Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf, 5; absent, none.

The regular order of business was suspended.

W. Frank Carter submitted a proposal for auditing the books of the City for the current year. The matter was taken under advisement.

Councilman Gillis offered the following ordinance:

AN ORDINANCE CREATING THE OFFICE OF INSPECTOR OF PLUMBING AND A BOARD FOR THE EXAMINATION OF PLUMBERS, TO BE KNOWN AS THE EXAMINING AND SUPERVISING BOARD OF PLUMBERS; AND TO PROVIDE FOR AN INSPECTION OF PLUMBING AND DEFINING THE MEANING OF THE WORD "PLUMBING" AS EMBRACED IN THIS ORDINANCE; AND TO REGULATE THE TAPPING OF SANITARY SEWERS AND CESSPOOLS; AND REGULATING HOUSE DRAINAGE AND PLUMBING; AND PROVIDING FOR

THE EXAMINATION AND LICENSING OF PLUMBERS; AND FURTHER PROVIDING THE METHOD OF OBTAINING PERMITS TO MAKE SANITARY SEWER CONNECTIONS AND PLUMBING INSTALLATIONS; AND FURTHER PROVIDING THE MANNER AND MEANS OF MAKING CONNECTIONS; AND PROVIDING REGULATIONS WITH REFERENCE TO INSTALLATION AND MAINTENANCE OF PLUMBING AND SEWERS IN THE CITY OF AUSTIN; AND DEFINING THE DUTIES OF EXAMINING AND SUPERVISING BOARD OF PLUMBERS; AND DEFINING THE DUTIES OF PLUMBING INSPECTOR; AND FIXING THE INSPECTION FEES TO BE PAID BY MASTER PLUMBERS; AND FIXING THE LICENSE FEES FOR MASTER PLUMBERS AND JOURNEYMAN PLUMBERS EXAMINED; AND PROVIDING FOR THE DISPOSITION OF SAID FEES; REPEALING ALL ORDINANCES AND PARTS THEREOF IN CONFLICT WITH THIS ORDINANCE; AND PROVIDING PENALTIES FOR VIOLATION OF THIS ORDINANCE.

The ordinance was read the first time and Councilman Gillis moved that the rule be suspended and the ordinance passed to its second reading. The motion carried by the following vote: Ayes, Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf, 5; nays, none.

The ordinance was read the second time and Councilman Gillis moved a further suspension of the rule and the placing of the ordinance on its third reading. The motion carried by the following vote: Ayes, Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf, 5; nays, none.

The ordinance was read the third time and Councilman Alford moved that the same be finally passed. The motion carried by the following vote: Ayes, Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf, 5; nays, none.

Councilman Gillis offered the following ordinance:

AN ORDINANCE AMENDING AN ORDINANCE ENTITLED: "AN ORDINANCE EXTENDING THE CORPORATE LIMITS OF THE CITY OF AUSTIN, TEXAS, FOR SCHOOL PURPOSES ONLY, TO INCLUDE THAT CERTAIN TERRITORY OUT OF ST. ELMO COMMON SCHOOL DISTRICT NO. 43, HEREINAFTER DESCRIBED IN SECTION I, AND PROVIDING FOR THE ASSESSMENT AND COLLECTION OF SCHOOL TAXES WITHIN THE TERRITORY SO ADDED", AS PASSED BY THE CITY COUNCIL DECEMBER 21, 1933.

The ordinance was read the first time and Councilman Gillis moved that the rule be suspended and the ordinance passed to its second reading. The motion carried by the following vote: Ayes, Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf, 5; nays, none.

The ordinance was read the second time and Councilman Gillis moved that the rule be further suspended and the ordinance passed to its third reading. The motion carried by the following vote: Ayes, Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf, 5; nays, none.

The ordinance was read the third time and Councilman Gillis moved that the same be finally passed. The motion carried by the following vote: Ayes, Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf, 5; nays, none.

The Mayor offered the following resolution:

WHEREAS, Texas Public Service Company has presented to the City Council tentative maps or plans showing the proposed construction of its gas mains in the streets in the City of Austin hereafter named, and said maps or plans have been considered by the City Council; therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

THAT Texas Public Service Company be and the same is hereby permitted to lay and construct its gas mains in and upon the following streets:

(1) A gas main in CARNATZ STREET, or East 25th Street, from East Avenue easterly one-half block to East Avenue Alley, the centerline of which gas main shall be 25 feet north of and parallel to the south line of said Carnatz Street, or East 25th Street.

Said gas main described above shall have a cover of not less than 2½ feet.

The Texas Public Service Company is hereby put upon notice that the City of Austin does not guarantee that the space assigned above is clear from other underground utilities, but is based upon the best records we have at hand, and that the minimum depth stated does not have any reference to the fact that greater depths may be required at special points. When the Texas Public Service Company requires definite information upon the ground as to elevations or working points from which to base the location of their assignments, they shall apply to the City Engineering Department not less than three (3) days before such information is required. The Texas Public Service Company is further put upon notice that they will be required to bear the expense of repairs or replacement of any underground utility damaged during the construction of lines named in this resolution.

AND THAT whenever pavement is cut in the vicinity of a fire plug, water must be used at intervals during the course of backfilling of the ditches.

THAT the work and laying of said gas mains, including the excavation in the streets and the restoration and maintenance of said streets after said mains have been laid, shall be under the supervision and direction of the City Manager, and under all the pertinent terms and conditions of the certain franchise granted to said Company by the City of Austin.

The resolution was adopted by the following vote: Ayes, Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf, 5; nays, none.

The Mayor offered the following resolution:

WHEREAS, The Southwestern Bell Telephone Company has presented to the City Council tentative maps and plans showing the proposed construction of its pole lines in the streets in the City of Austin hereafter named, and said maps or plans have been considered by the City Engineer; therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

THAT the Southwestern Bell Telephone Company be, and the same is hereby permitted to construct its pole lines in the following streets:

(1) A telephone pole line in BOB HARRISON STREET, from Navasota Street to Comal Street, the centerline of which pole line shall be 7 feet north of and parallel to the south line of said Bob Harrison Street.

(2) A telephone pole line in COLLEGE ROW from Chicon Street to Lincoln Street, the centerline of which pole line shall be 1 foot south of and parallel to the north line of said College Row.

(3) A telephone pole line in COTTON STREET from San Bernard Street to Angelina Street, the centerline of which pole line shall be 6 feet north of and parallel to the south line of said Cotton Street.

(4) A telephone pole line in CHESTNUT AVENUE from East 17th Street to East 18th Street, the centerline of which pole line shall be 9 feet west of and parallel to the east line of said Chestnut Avenue.

(5) A telephone pole line in CONCHO STREET from East 20th Street to East 22nd Street, the centerline of which pole line shall be 6 feet west of and parallel to the east line of said Concho Street.

(6) A telephone pole line in EAST AVENUE from East 8th Street to East 11th Street, the centerline of which pole line shall be 6 feet west of and parallel to the east line of said East Avenue.

(7) A telephone pole line in EAST EIGHTEENTH STREET ALLEY from Leona Street to Salina Street, the centerline of which pole line shall be 1 foot north of and parallel to the south line of said East 18th Street Alley.

(8) One telephone pole in EAST AVENUE between East 32nd Street and Dancy Street, which telephone pole shall be 12 feet east of the west line of said East Avenue.

(9) A telephone pole line in HACKBERRY STREET from San Bernard Street to Angelina Street, the centerline of which pole line shall be 6 feet south of and parallel to the north line of said Hackberry Street.

(10) A telephone pole line in NEW YORK AVENUE ALLEY from Alamo Street to Coleta Street, the centerline of which pole line shall be 1 foot north of and parallel to the south line of said New York Avenue Alley.

(11) A telephone pole line in OLDHAM STREET ALLEY from East 21st Street to East 22nd Street, the centerline of which pole line shall be 1 foot west of and parallel to the east line of said Oldham Street Alley.

(12) A telephone pole line in PROSPECT AVENUE from East 10th Street south $1\frac{1}{2}$ blocks, the centerline of which pole line shall be 9 feet east of and parallel to the west line of said Prospect Avenue.

(13) One telephone pole in PENNSYLVANIA AVENUE between Leona Street and Comal Street, which pole shall be 11 feet south of the north line of said Pennsylvania Avenue.

(14) One telephone pole in SAN MARCOS STREET between East 9th Street and East 10th Street, which telephone pole shall be 10 feet west of the east line of said San Marcos Street.

(15) A telephone pole line in EAST SEVENTEENTH STREET ALLEY from Chicon Street to Poquito Street, the centerline of which pole line shall be 1 foot north of and parallel to the south line of said East 17th Street Alley.

(16) A telephone pole line in SABINE STREET ALLEY from East 21st Street to East 23rd Street, the centerline of which pole line shall be 1 foot west of and parallel to the east line of said Sabine Street Alley.

(17) A telephone pole line in SABINE STREET from East 21st Street to East $23\frac{1}{2}$ Street, the centerline of which pole line shall be 8 feet west of and parallel to the east line of said Sabine Street.

(18) A telephone pole line in SWISHER STREET from East 24th Street to Comanche Street, the centerline of which pole line shall be 9 feet east of and parallel to the west line of said Swisher Street.

(19) One telephone pole in EAST THIRD STREET ALLEY between Sabine Street and East Avenue, which telephone pole shall be 1 foot north of the south line of said East 3rd Street Alley.

(20) A telephone pole line in TRINITY STREET from East 12th Street to East 13th Street, the centerline of which pole line shall be 19 feet east of and parallel to the west line of said Trinity Street.

(21) A telephone pole line in EAST TWELFTH STREET ALLEY from Red River Street to Sabine Street, the centerline of which pole line shall be 1 foot north of and parallel to the south line of said East 12th Street Alley.

(22) A telephone pole line in EAST TENTH STREET from Prospect Avenue to Harvard Street, the centerline of which pole line shall be 7 feet south of and parallel to the north line of said East 10th Street.

(23) A telephone pole line in EAST THIRTEENTH STREET ALLEY from Waller Street east to the end of the Alley, the centerline of which pole line shall be 1 foot north of and parallel to the south line of said East 13th Street Alley.

(24) A telephone pole line in EAST TWENTIETH STREET from Sabine Street to Oldham Street, the centerline of which pole line shall be 6 feet north of and parallel to the south line of said East 20th Street.

(25) One telephone pole in EAST TWENTIETH STREET opposite Sabine Street Alley, the center of which pole shall be 8 feet south of the north line of East 20th Street.

(26) One telephone pole in EAST TWENTIETH STREET between Comal Street and Concho Street, the center of which telephone pole shall be 6 feet south of the north line of said East 20th Street.

(27) A telephone pole line in EAST TWENTY-THIRD AND ONE-HALF STREET from Coleta Street to East Avenue, the centerline of which telephone pole line shall be 9 feet north of and parallel to the south line of said East $23\frac{1}{2}$ Street.

(28) A telephone pole line in WHITTIER STREET ALLEY from East 19th Street to Hawthorne Street, the centerline of which pole line shall be 1 foot west of and parallel to the east line of said Whittier Street Alley.

THAT the work and construction of said pole lines, including the excavation of the streets and the restoration and maintenance of said streets after said pole lines have been constructed, shall be under the supervision and direction of the City Manager, and in accordance with the ordinances and regulations of the City of Austin governing such construction.

Upon motion of Councilman Gillis, the resolution was adopted by the following vote: Ayes, Councilmen Ajford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf, 5; nays, none.

Councilman Gillis offered the following resolution:

WHEREAS, Jim Nelson is the Contractor for the construction of an addition to a building located at 505 Congress Avenue and desires a portion of the alley space abutting the north 3 feet of Lot 1 and the south 29.5 feet of Lot 2, Block 97, of the Original City of Austin, Texas, during the construction of the addition, such space to be used in the work and for the storage of materials therefor; therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

1. THAT space for the uses hereinabove enumerated be granted to said Jim Nelson, the boundary of which is described as follows:

ALLEY WORKING SPACE.

Beginning at the southeast corner of the above described property; thence in an easterly direction and perpendicular to the centerline of the alley traversing Block 97, of the Original City of Austin, a distance of 6 feet; thence in a northerly direction and parallel with the centerline of said alley a distance of 32.5 feet; thence in a westerly direction and perpendicular to the centerline of said alley a distance to the west line of said alley; thence in a southerly direction along the west line of said alley to the place of the beginning.

2. THAT the above privileges and allotment of space are granted to said Jim Nelson, hereinafter termed "Contractor", upon the following express terms and conditions:

(1) That the Contractor shall construct a guard rail within the above described working space along the north, south and east boundary lines of said working space, such guard rail to be at least 4 feet high and substantially braced and anchored.

(2) That the Contractor shall in no way obstruct any fire plugs or other public utilities in the construction of such guard rail.

(3) That provision shall be made for the normal flow of all storm waters in the gutter and the Contractor will be responsible for any damage done due to obstruction of any such storm waters.

(4) That the Contractor shall place on the outside corners of any walkway, barricades, or obstructions, red lights during all periods of darkness.

(5) That the Contractor is permitted to construct a temporary work office within such allotted working space provided such work office is not within 25 feet of any corner street intersection.

(6) That the Contractor shall remove all fences, barricades, loose materials and other obstructions on the sidewalk and street immediately after the necessity for their existence on said sidewalk or street has ceased, such time to be determined by the City Manager, and in any event all such sidewalk, barricades, materials, equipment and other obstructions shall be removed not later than November 15, 1934.

(7) That the Contractor shall restore all public and private property injured during the use of such space to as good condition as the same existed before the use of such space began.

(8) That the City reserves the right to revoke at any time any and all the privileges herein granted or to require the erection or installation of additional barriers or safeguards if the conditions demand it.

(9) That the Contractor shall furnish the City of Austin a surety bond in the sum of Five Thousand Dollars (\$5000.00), which shall protect, indemnify and hold harmless the City of Austin from any claims for damages to any person or property that may accrue to or be brought by any person by reason of the exercise of the privileges granted the Contractor by the City of Austin and shall guarantee the replacement of all sidewalks, pavement and all other public property and public utilities disturbed or removed during the

construction work and shall further guarantee the construction of a walkway and other safeguards during the occupancy of the space.

Upon motion of Councilman Gills, the resolution was adopted by the following vote: Ayes, Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf, 5; nays, none.

Mayor Miller offered the following resolution:

WHEREAS, H. G. Epperson is the contractor for the construction of an addition to a building located at 336 South Congress Avenue and desires during the construction of the addition a portion of the sidewalk space abutting a portion of the tract of land situated in the triangle west of South Congress Avenue, Austin, Texas, bounded by South Congress Avenue, Riverside Drive, and Barton Springs Road, such portion having a frontage on South Congress Avenue of approximately 30 feet, beginning at a point in the west line of South Congress Avenue a distance of 104 feet north of the point of intersection of the west line of South Congress Avenue with the north line of Riverside Drive and extending north, such space to be used in the work and for the storage of materials therefor; therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

1. THAT space for the uses hereinabove enumerated be granted to said H. G. Epperson, the boundary of which is described as follows:

SIDEWALK WORKING SPACE.

Beginning at a point in the west line of South Congress Avenue, 104 feet north of the point of intersection of the west line of South Congress Avenue with the north line of Riverside Drive; thence in an easterly direction and at right angles to the centerline of South Congress Avenue a distance of 11 feet; thence in a northerly direction and parallel with the centerline of South Congress Avenue a distance of 30 feet; thence in a westerly direction and at right angles to the centerline of South Congress Avenue a distance to the west line of South Congress Avenue; thence in a southerly direction along the west line of South Congress Avenue to the place of the beginning.

2. THAT the above privileges and allotment of space are granted to said H.G.Epperson, hereinafter termed "Contractor", upon the following express terms and conditions:

(1) That the Contractor shall construct a guard rail within the above described working space along the north, south and east boundary lines of said working space, such guard rail to be at least 4 feet high and substantially braced and anchored.

(2) That the Contractor shall in no way obstruct any fire plugs or other public utilities in the construction of such guard rail.

(3) That provision shall be made for the normal flow of all storm waters in the gutter and the Contractor will be responsible for any damage done due to obstruction of any such storm waters.

(4) That the Contractor shall place on the outside corners of any walkway, barricades or obstructions red lights during all periods of darkness.

(5) That the Contractor is permitted to construct a temporary work office within such allotted working space provided such work office is not within 25 feet of any corner street intersection.

(6) That the Contractor shall remove all fences, barricades, loose materials and other obstructions on the sidewalk and street immediately after the necessity for their existence on said sidewalk or street has ceased, such time to be determined by the City Manager, and in any event all such sidewalk, barricades, materials, equipment and other obstructions shall be removed not later than November 1, 1934.

(7) That the Contractor shall restore all public and private property injured during the use of such space to as good condition as the same existed before the use of such space began.

(8) THAT the City reserves the right to revoke at any time any and all the privileges herein granted or to require the erection or installation of additional barriers or safeguards if the conditions demand it.

(9) THAT the Contractor shall furnish the City of Austin a surety bond in the sum of One Thousand Dollars (\$1000.00), which shall protect, indemnify and hold harmless the City of Austin from any claims for damages to any person or property that may accrue to or be brought by any person by reason of the exercise of the privileges granted the Contractor by the City of Austin and shall guarantee the replacement of all sidewalks, pavement and all other public property and public utilities disturbed or removed during the construction work and shall further guarantee the construction of a walkway and other safeguards during the occupancy of the space.

Upon motion of Councilman Gillis, the resolution was adopted by the following vote: Ayes, Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf, 5; nays, none.

The Mayor offered the following resolution:

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

THAT the sum of \$2.50 be and the same is hereby appropriated out of the General Fund, not otherwise appropriated, for the purpose of refunding to Coker Red & White Grocery the amount of cigarette license paid by said firm for the year 1934.

Upon motion of Councilman Wolf, the resolution was adopted by the following vote: Ayes, Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf, 5; nays, none.

The following letter from the Superintendent of Schools was read:

"Austin, Texas,
October 9, 1934.

Honorable Mayor and City Council,
Austin, Texas.

Gentlemen:

On petition of Mr. Carl Besserer, the Austin School Board at a meeting held on October 8, 1934, recommended that the corporate limits of the City of Austin be extended for school purposes only so as to embrace all of the property belonging to Mr. Besserer adjacent to that portion of his property included in the territory out of the St. Elmo School District No. 43 which was brought into the City of Austin for school purposes only in December, 1933.

Yours truly,

(SEAL)

(Sgd) A. N. McCallum,
Superintendent of Schools. "

The Mayor offered the following resolution:

WHEREAS, The estate of E. P. Wilmot, deceased, has been compelled to recover from M. C. Parrish Lot No. 1, Original Block 72, City of Austin, for debt, and has discovered that City taxes for the years 1931, 1932, and 1933, in the aggregate amount of \$931.72, plus interest and penalties, have accrued while said property was under ownership of said M. C. Parrish; and

WHEREAS, It is deemed equitable and expedient that under the above facts the interest and penalties on said taxes should be remitted; therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

THAT said interest and penalties for the years 1931, 1932, and 1933 be and the same are hereby remitted; provided, that said Estate of E. P. Wilmot, deceased, immediately